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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
	)	CASE NO. 2:22-CR-00101-APG-VCF
Plaintiff,	)	
	)	<b>STIPULATION TO CONTINUE</b>
vs.	)	<b>SENTENCING HEARING</b>
	)	
GARY MANLEY,	)	<b>(SECOND REQUEST)</b>
	)	
Defendant.	)	

IT IS HEREBY STIPULATED AND AGREED, by and between the JASON M. FRIERSON, United States of America, and PETER S. LEVITT, Assistant United States Attorney, counsel for the United States of America, and RUSSELL E. MARSH, ESQUIRE, WRIGHT MARSH & LEVY, counsel for GARY MANLEY; that the sentencing hearing currently scheduled for September 15, 2022 at 9:00 a.m., be vacated and continued to a date and time convenient to the Court, but no sooner than 30 days from the current sentencing date.

This Stipulation is entered into for the following reasons:

1. Defendant is not in custody and does not object to the continuance.
2. Defendant needs additional time to gather information and prepare and file his sentencing memorandum and prepare for argument.
3. The parties agree to the requested continuance.
4. Additionally, denial of this request for continuance could result in a miscarriage of justice.

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1           5.       The additional time requested by this Stipulation is made in good faith and not for  
2 purposes of delay.

3           This is the second request for a continuance of the sentencing hearing.

4           DATED this 8th day of September, 2022.

5           WRIGHT MARSH & LEVY

JASON M. FRIERSON  
United States Attorney

6  
7 By /s/ Russell E. Marsh  
8     RUSSELL E. MARSH, ESQUIRE  
9     Counsel for Gary Manley

By /s/ Peter S. Levitt  
PETER S. LEVITT  
Assistant United States Attorney

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, )  
 Plaintiff, )  
 vs. )  
 GARY MANLEY, )  
 Defendant. )

CASE NO. 2:22-CR-00101-APG-VCG  
**ORDER**

Based on the Stipulation of the parties, the Court hereby continues the sentencing of Defendant Gary Manley in this matter. The ends of justice served by granting said continuance outweigh the best interest of the public and the Defendant in a speedy sentencing, because the failure to grant said continuance would be likely to result in a miscarriage of justice, and would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking into account the exercise of due diligence.

IT IS THEREFORE ORDERED that the sentencing in the above-captioned matter currently scheduled for September 15, 2022, at 9:00 p.m., be vacated and continued to November 3, 2022, at 11:00 a.m. in Courtroom 6C.

DATED this 9th day of September, 2022.



ANDREW P. GORDON  
 United States District Judge